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9 IN THE UNITED STATES DISTRICT COURT

10 FOR THE NORTHERN DISTRICT OF CALIFORNIA

11 UNITED STATES OF AMERICA,)
12) No. CR 07-00284 MJJ
13 Plaintiff,)
14) STIPULATION AND [PROPOSED]
15) ORDER CONTINUING STATUS
16) DATE AND EXCLUSION OF TIME
17 MAURICE COLEMAN,)
18)
19 Defendant.)
20 _____

21 IT IS HEREBY STIPULATED, by and between the parties to this action, that the status date in
22 this case, currently scheduled for Friday, October 12, 2007, be continued to Friday, October 26,
23 2007, at 2:30 p.m. for change of plea. The parties have worked out a global resolution which
24 encompasses alleged criminal activity in Nevada as well as the case in this district. The parties
25 understand that the Court is unavailable on October 12, 2007. Should the Court continue the matter
26 to October 26, 2007, it should provide time to finalize the plea agreement and proceed with a change
of plea. The parties stipulate that the time from October 12, 2007, to October 26, 2007,

1 should be excluded in accordance with the provisions of the Speedy Trial Act, 18 U.S.C. §§
 2 3161(h)(8)(A) and (B)(iv) for adequate preparation of counsel.

3 DATED: 10/05/07

4 JOYCE LEAVITT /S/
 5 Assistant Federal Public Defender

6 DATED: 10/05/07

7 BRYAN WHITTAKER /S/
 8 Special Assistant United States Attorney

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 10 I hereby attest that I have on file all holograph signatures for any signatures indicated by
 11 a "conformed" signature (/S/) within this e-filed document.

12 **ORDER**

13 GOOD CAUSE APPEARING, IT IS HEREBY ORDERED that the change of plea in this
 14 case, currently scheduled for Friday, October 12, 2007, may be continued to Friday, October 26,
 15 2007, at 2:30 p.m. for change of plea.

16 IT IS FURTHER ORDERED that the time from October 12, 2007, to October 26, 2007, should
 17 be excluded in accordance with the provisions of the Speedy Trial Act, 18 U.S.C. §§ 3161(h)(8)(A)
 18 and (B)(iv) for adequate preparation of counsel to allow the parties to investigate and finalize the
 19 terms of a plea agreement which would resolve the matter in this district and in Nevada for a global
 20 resolution. The Court finds that the ends of justice served by the granting of the continuance
 21 outweigh the best interests of the public and the defendant in a speedy and public trial and the failure
 22 to grant the requested continuance would unreasonably deny counsel the reasonable time necessary
 23 for effective preparation, taking into account due diligence.

24 SO ORDERED.

25 DATED:

26 HONORABLE MARTIN J. JENKINS
 United States District Judge